IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE JURISDICTION

WRIT PETITION NO. 5796 OF 2007

Union of India & Anr. ...Petitioners
V/s.
Sawarmal Saini ...Respondent

Mr.Suresh Kumar for the Petitioners.

CORAM : D.K. DESHMUKH &
V.M. KANADE, JJ.

DATED : DECEMBER 19, 2007

P.C. :-

1. We have heard the learned Counsel for the petitioner.

2. The qualification laid down by the Rule shows "Matriculate with five years experience of working in the respective field". By office Memorandum, it was provided that the experience of five years required by the Rule should be gained after passing the matriculate examination. The Tribunal has held that this amounts to amending the Rule and it is not merely an explanation of the Rule. After having heard the learned Counsel for the petitioner, we find that the view taken by the Tribunal is possible view and therefore, it is not necessary for us to interfere with the impugned order.

3. Petition rejected.

(D.K. DESHMUKH, J.)

(V.M. KANADE, J.)